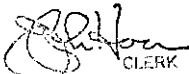


UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
JUN 28 2007

CLERK

FLOYD J. HART,

Plaintiff,

vs.

DON HOLLOWAY, Pennington County
Sheriff, in his official and individual
capacity; SHARI JACKSON, Practicing
Physician, Pennington County Jail,
in her official and unofficial capacity,

Defendants.

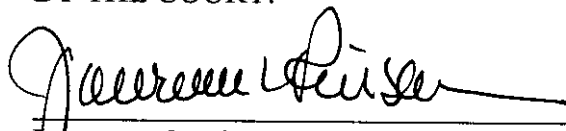
CIV. 06-4174

JUDGMENT

The Court having entered its Order dismissing Plaintiff's Complaint, it is hereby ORDERED, ADJUDGED and DECREED that Plaintiff's Complaint is dismissed, without prejudice, for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) and 28 U.S.C. § 1915A(b)(1), each party to pay their own costs.

Dated this 28th day of June, 2007.

BY THE COURT:


Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

By: Sherry Margulies, Deputy
(SEAL)